

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ANDERSON/GREENWOOD DIVISION

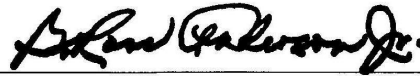
Jessie Yarborough,	)	C/A No.: 8:07-cv-70142-GRA
	)	C/A No.: 8:05-cr-809-GRA-2
Petitioner,	)	
	)	
v.	)	ORDER
	)	(Written Opinion)
United States of America,	)	
	)	
Respondent.	)	
	)	

Prisoner brings this motion seeking to retain a copy of his transcript at the expense of the government. Plaintiff brings this claim *pro se*. This Court is required to construe *pro se* pleadings liberally. Such pleadings are held to a less stringent standard than those drafted by attorneys. *See Gordon v. Leeke*, 574 F.2d 1147, 1151 (4th Cir. 1978). This Court is charged with liberally construing a pleading filed by a *pro se* litigant to allow for the development of a potentially meritorious claim. *See Boag v. MacDougall*, 454 U.S. 364, 365 (1982).

As this Court explained to the petitioner in its May 24, 2006 Order, before he may receive transcripts at the governments expense, he must demonstrate both that he is indigent, and also that he has a particularized need for such documents. See *Britt v. North Carolina*, 404 U.S. 226, 228, 92 S.Ct. 431, 434 (1971); *Hardy v. United States*, 375 U.S. 277, 282 (1963); *Jones v. Superintendent, Virginia State Farm*, 460 F.2d 150, 152-53 (4th Cir. 1972). In this instance the petitioner has failed to establish a particularized need for such documents.

Accordingly, the petitioner's request for the production of his transcripts at the governments defense is DENIED.

IT IS SO ORDERED.



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G. ROSS ANDERSON, JR.  
UNITED STATES DISTRICT JUDGE

Anderson, South Carolina

March 25, 2009

**NOTICE OF RIGHT TO APPEAL**

Petitioner is hereby notified that he has the right to appeal this Order within sixty (60) days from the date hereof, pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure. Failure to meet this deadline, as modified within Rule 4, will waive the right to appeal.